

491—9.1(99D) Terms defined. As used in these rules, unless the context otherwise requires, the following definitions apply:

“Also eligible” means a number of eligible horses, properly entered, which were not drawn for inclusion in a race, but which become eligible according to preference or lot if an entry is scratched prior to the scratch time deadline; or the next preferred nonqualifier for the finals or consolation from a set of elimination trials, which will become eligible in the event a finalist is scratched by the stewards for a rule violation; or is otherwise eligible if written race conditions permit.

“Arrears” means all moneys owed by a licensee, including subscriptions, forfeitures, and any other payment and default incident to these rules.

“Authorized agent” means a person licensed by the commission as an agent for a horse owner or principal by virtue of a notarized appointment. The agent shall be designated on a form approved by the commission and filed by the owner or principal with the commission authorizing the agent to handle matters pertaining to racing and stabling, including authorization to claim and to withdraw money from the horsemen’s bookkeeper.

“Bleeder” means a horse that hemorrhages from within the respiratory tract during a race or within one and one-half hours postrace, during exercise or within one and one-half hours of exercise.

“Bleeder list” means a tabulation of all bleeders to be maintained by the commission.

“Chemist” means any official racing chemist designated by the commission.

“Claiming race” means a race which includes a condition that any horse starting the race may be claimed and purchased by any licensed owner, or person(s) approved by the commission for an owner’s license, for the designated amount specified in the conditions for that race by the racing secretary.

“Commission” means the Iowa racing and gaming commission.

“Conditioned race” means any overnight event to which eligibility is determined according to specified qualifications.

“Conditions” means qualifications that determine a horse’s eligibility to be entered in a race.

“Contest” means a competitive racing event on which pari-mutuel wagering is conducted.

“Contestant” means an individual participant in a contest.

“Coupled entry” means two or more contestants in a contest that are treated as a single betting interest for pari-mutuel wagering purposes. (See also “Entry.”)

“C.T.A.” means Canadian Trotting Association.

“Dash” means a race decided in a single trial. Dashes may be given in a series of two or three governed by one entry fee for the series, in which event a horse must start in all dashes. Positions may be drawn for each dash. The number of premiums awarded shall not exceed the number of starters in the dash.

“Day” means a 24-hour period ending at midnight.

“Declaration” means the naming of a particular horse into a particular race.

“Detention barn” means the barn designated for the collection from horses of test samples under the supervision of the commission veterinarian; also, the barn assigned by the commission to a horse on the bleeder list for occupancy as a prerequisite for receiving bleeder medication.

“Driver” means a person licensed to drive in races as a driver.

“Early closing race” means a race for a definite amount, to which entries close at least six weeks preceding the race. The entrance fee may be on the installment plan and no payment shall be refunded.

“Elimination heats” means the individual heats of a race in which the contestants must qualify for a final heat.

“Entry” means a horse made eligible to run in a race; or two or more horses, entered in the same race, which have common ties of ownership, lease, or training. (See also “Coupled entry.”)

“Facility” means an entity licensed by the commission to conduct pari-mutuel wagering or gaming operations in Iowa.

“Facility premises” means all real property utilized by the facility in the conduct of its race meeting, including the racetrack, grandstand, concession stands, offices, barns, stables area, employee housing facilities, parking lots, and any other areas under the jurisdiction of the commission.

“Foreign substances” means all substances except those that exist naturally in the untreated horse at normal physiological concentration.

“Futurity” means a stake in which the dam of the competing animal is nominated either when in foal or during the year of foaling.

“Handicap” means a race in which allowance for performance, sex, or distance is made. Post positions for a handicap may be assigned by the racing secretary. Post positions in a handicap claiming race may be determined by claiming price.

“Heat” means a single trial in a race, two in three, or three heat plan.

“Horse” means any equine, including equine designated as a mare, filly, stallion, colt, ridgling or gelding, registered for racing.

“Late closing race” means a race for a fixed amount to which entries close less than six weeks and more than three days before the race is to be contested.

“Licensee” means any person or entity licensed by the commission to engage in racing or related regulated activity.

“Matinee race” means a race in which an entrance fee may be charged and the premiums, if any, are other than money.

“Meeting” means the specified period and dates each year during which a facility is authorized by the commission to conduct pari-mutuel wagering.

“Month” means a calendar month.

“Nomination” means the naming of a horse or, in the event of a futurity, the naming of a foal in utero to a certain race or series of races, when eligibility is conditioned on the payment of a fee at the time of naming and the payment of subsequent sustaining fees or starting fees.

“Nominator” means the person or entity in whose name a horse is nominated for a race or series of races.

“Objection” means a verbal claim of foul in a race lodged by the horse’s driver, trainer, owner, or the owner’s authorized agent before the race is declared official.

“Optional claiming race” means a contest restricted to horses entered to be claimed for a stated claiming price or to those horses eligible to a specified condition in the case of horses to be claimed in such a race. The race shall be considered, for the purpose of these rules, a claiming race; in the case of horses not entered to be claimed in such a race, the race shall be considered a condition race.

“Overnight race” means a race for which declarations close not more than three days (omitting Sundays) or less than one day before such race is to be contested. In the absence of conditions or notice to the contrary, all entries in overnight events must close not later than 12 noon the day preceding the race.

“Owner” means a person or entity that holds any title, right, or interest, whole or partial, in a horse, including the lessee and lessor of a horse.

“Paddock” means an enclosure in which horses scheduled to compete in a contest are confined prior to racing.

“Post position” means the position behind the starting gate assigned to, drawn by, or earned by a horse.

“Post time” means the scheduled starting time for a contest.

“Race” means a contest between horses for a purse, prize, or other reward contested at a facility in the presence of the stewards of the meeting. Every heat or dash shall be deemed a race for pari-mutuel betting purposes.

“Restricted area” means an area of the facility premises to which access is limited including, but not limited to, a designated area for sample collection, paddock, racetrack, or other area where racing officials carry out the duties of their positions.

“Rules” means the rules promulgated by the commission or U.S.T.A. to regulate the conduct of harness racing. Where a conflict exists between the commission and the U.S.T.A. rules, the commission’s rule shall govern.

“Scratch” means the act of withdrawing an entered horse from a contest after the closing of entries.

“Scratch time” means the deadline set by the facility for withdrawal of entries from a scheduled performance.

“Stable name” means a name used, other than the actual legal name of an owner or lessee, and registered with the U.S.T.A. and the commission.

“Stake” means a race that will be contested in a year subsequent to its closing, for which the money given to the facility conducting the same is added to the money contributed by the nominators, all of which, except deductions for the cost of promotion and breeders of nominators awards, belongs to the winner or winners.

“Starter” means a horse that becomes an actual contestant when the word “go” is given by the official starter.

“Steward” means a duly appointed racing official with powers and duties specified by commission rules.

“Subscription” means moneys paid for nomination, entry, eligibility, or starting of a horse in a stakes race.

“U.S.T.A.” means the United States Trotting Association.

“Veterinarian” means a veterinarian holding a current unrestricted license issued by the state of Iowa regulatory authority and licensed by the commission.

“Year” means a calendar year.